

ATTACHMENT L


Wolfe Memoranda Ordering Internal SCI-Cambridge Springs Investigations

CONFIDENTIAL

COMMONWEALTH OF PENNSYLVANIA
Department of Corrections
SCI-Cambridge Springs
September 15, 1994

SUBJECT: Request for an Investigation

TO: Lt. Roger Beck

FROM: 
William J. Wolfe
Superintendent

On this date, Deputy Utz notified me by telephone that he received information that three (3) inmates observed Mr. Walton in a walking cooler with another inmate and his pants zipper was down. The inmates conveyed this information to Ms. Appleby. According to the information I received, the inmates denied observing any improper conduct or physical contact.

Please follow up on this information and provide a written report to my office on your findings.

WJW:jfh

cc: File

EXHBIT
128

#5

Folder #21

Merry, James (COII)

November 1994

Commonwealth of Pennsylvania

SCI-Cambridge Springs

December 5, 1994

CONFIDENTIAL
For Your Eyes Only

SUBJECT: Request for Investigation

TO: Captain Bartlett

FROM: 
William J. Wolfe
Superintendent

Please find attached a note from Vaughn Davis and a memo from Michael Wolanin dated November 7, 1994. The memo is self explanatory, therefore, I am directing you to initiate an investigation into these alleged violations of the Code of Ethics.

Please keep me informed as to your progress in this matter.

cc: Vaughn Davis
Confidential File



Commonwealth of Pennsylvania
Department of Corrections
Special Investigations Office

11/8/74

FROM THE DESK OF:

VAUGHN L. DAVIS, Director
Special Investigations Office

Bill

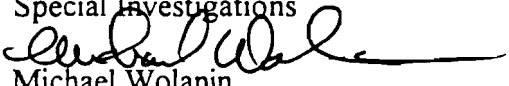
These names were given to
Investigator Holman while
conducting an unrelated case at
CDS recently.

I am referring them to
your attention for whatever
action you think appropriate.
Thanks
V. Davis

COMMONWEALTH OF PENNSYLVANIA
Pennsylvania Department of Corrections
November 7, 1994

SUBJECT: Violation of Code of Ethics

TO: Vaughn L. Davis
Director
Special Investigations

FROM: 
Michael Wolanin
Special Investigator
Special Investigations

On November 2, 1994 while interviewing an inmate in an unrelated case. The following information was provided to me regarding staff and inmate relationships.

Sgt. James Merry involved with inmate Elizabeth Masonette.

Maintenance Employee Marty Miller involved with inmate Jolanda White.

Maintenance employee Ronald Randolph involved with an unnamed inmate.

RECEIVED

NOV 16 1994

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF CORRECTIONS
SCI-CAMBRIDGE SPRINGS
December 30, 1994

SUBJECT: STAFF INVESTIGATIONS

TO: WILLIAM J. WOLFE
SUPERINTENDENT

FROM: *Keith R. Bartlett, CAPT.*
KEITH R. BARTLETT
INTELLIGENCE CAPTAIN

Per your memo 'Request for Investigation' dated December 05, 1994, the following report is submitted.

1. The investigation on Sergeant Merry has been started and I am awaiting evidence from the phone company before further action can be taken. I will keep you advised.
2. On December 30, 1994, I spoke to Mr. Ron Randolph regarding reports of sexual contact with an unknown inmate. I advised him that this was an official investigation and it is his duty to cooperate.

Mr. Randolph denies any wrong doing and states he has never touched an inmate. Considering there are no other witnesses to this case, there is no other evidence to justify further investigation. I did caution Mr. Randolph and told him to be careful not to be out of line with his work crew, not to get too close to them, and to avoid being overly friendly with them.

I recommend terminating this investigation.

3. On December 30, 1994, I also spoke to Mr. Marty Miller and inmate J. White-OC3674, in regards to sexual contact allegations. I gave both parties their Miranda Rights and advised Mr. Miller of his duty under the Code of Ethics to cooperate with an investigation.

Inmate White denies any sexual contact. She admits that they joke around and that Mr. Miller pats them (the whole crew) on the back when they do a good job. Inmate White said she would like to be removed from his crew to avoid her name being brought up again.

Mr. Miller denies any sexual contact and states he would be willing to take a polygraph test. He said he even refuses to go on jobs with only one inmate to avoid problems. He



admits to patting inmates on the back and joking with them.

I was very stern with Mr. Miller and reminded him that we had talked about him touching inmates before. I told him he is never to touch any inmate except in self defense. He said he understood this and he would correct this. I told him this was going in a written report to the Superintendent and he could be in serious trouble if his behavior does not change.

I advised Mr. Allen of the situation and he told me he had also spoken to Mr. Miller about inmate contact when he (Mr. Miller) first started.

I recommend this investigation be terminated with an official counseling session.

Lt. Beck was present for the interviews with Mr. Miller and inmate White.

Sir, if you have any further questions or concerns, please do not hesitate to contact me.

KRB/hs

CC: Deputy Kormanic
Mr. Vaughn Davis, Director SIO
File # AD30

CONFIDENTIAL

COMMONWEALTH OF PENNSYLVANIA
Department of Corrections
SCI-Cambridge Springs
March 7, 1995

SUBJECT: Request for Investigation

TO: Captain Bartlett

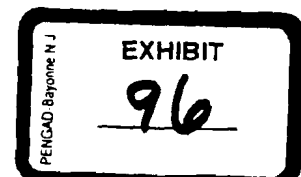
W. J. Wolfe
FROM: William J. Wolfe
Superintendent

Based upon the information you recently provided to me regarding an allegation that COT Hammers was observed by an unidentified Corrections Officer Trainee engaging in a sexual act with an unidentified inmate, I am hereby directing you to conduct a formal investigation into this matter.

Please keep me updated on your progress.

WJW/jfh

cc: Superintendent's File



COMMONWEALTH OF PENNSYLVANIA
Department of Corrections
SCI-Cambridge Springs
May 22, 1995

CONFIDENTIAL

SUBJECT: Authorization to Conduct an Investigation

TO: Captain Lazenby

FROM: 
William J. Wolfe
Superintendent

I am in receipt of an extraordinary occurrence report from Officer Metzger which contains numerous allegations made by Lisa Lambert regarding inappropriate physical contact between staff and inmates. I am directing you to initiate a formal investigation into these allegations.

Please keep me apprised of your progress and findings.

cc: File/metzger.595

WJW/cld

cc:

DC-121A

DEPARTMENT OF CORRECTIONS EMPLOYEE
REPORT OF EXTRAORDINARY OCCURRENCE*cc - Kaye*
Super

To: Deputy Kormanick *Place - Lambert*
 From: J. Metzger Institution: SCI-Cambridge Springs
 Title: Corrections Officer Date: on going
 Date: 05-06-95 Time: on going
 Signature: J Metzger Area: confidential
 Occurrence: report

Inmates Involved:

Name & DC No.

Lambert, L. (086416)
(confidential source)

Staff Involved:

Name & Title

Witnesses:

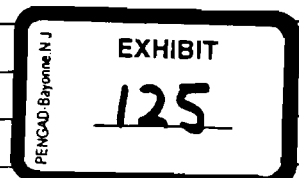
Actions Taken:

*Reviewed / Previously brought to my attention
 and turned over to Deputy Kormanick + Captain
 Hargrave. Officer instructed to submit
 findings in writing as attached J. Foster.*

Description of Incident, in detail: (Use other side if necessary):

*While I hold no opinion I feel these allegations
 should be brought to your attention so that all parties
 may be cleared of these alledged infractions.*

(statement attached)



The following parties were mentioned in these allegations:

C.O. I Eicher: allegedly had physical contact with inmate E. Jones (0A4123) in late Oct or early Nov. 1993 during open rec at Currie hall.

C.O. I Eicher: allegedly had contact with E. Maysonet (0B474) and H. Maysonet (0B3187) in autumn 1993.

C.O. I Eicher: allegedly had contact with inmate P. Hoover (0A1173) in late 1993 in the field house at yard and basement of Currie hall.

C.O. I Eicher: allegedly had contact with L. Lambert (0B6411) on October 10, 1994 upstairs Allie hall during cremes & things; further episodes supposedly occurred in Jan. 94 in the elevator in Currie hall; March 1994 in the music practice room in Currie hall; April 7th in fieldhouse at yard; in the Currie hall 2nd Floor Bath Room during open rec. o

C.O. II Montijo: allegedly had physical contact in music practice room in Jan 1994 with inmate L. Lambert (0B6411).

C.O. II Merry: allegedly had contact with inmate C. Bynum (0B1864) in basement of Currie hall in late 1992 into 1993.

C.O. II Rodgers: allegedly had contact with inmate L. Lambert (0B6411) in music practice room in Jan 1994 with C.O. Eicher present

C.O. II Coffee: allegedly had contact with M. Diaz in early 1994 while the asbestos abatement was occurring in Lulu 1.

C.O. Free allegedly had limited contact with inmate L. Jafka (CC 2743) in the weight room of the aerobics studio and music practice room in Summer of 1994.

Maint. W. Young: allegedly had contact with inmate L. Jafka (CC 2743) June - Aug. 1994 at work sites including Luter Boiler Room on a Saturday. Supposedly an intact condom was lost on Luter 4 during on such occasion.

F.S.M. Stewart: allegedly had contact with inmate M. DiBello (OA 4576) in dietary office. Supposedly brought gum and perfume as "gifts".

C.O. Beck: allegedly had contact with inmate M. DiBello in chaplain ofc. in Currie hall in autumn of 1993.

C.O. I Schmidt: allegedly had contact with inmate L. Lambert (OB 6416) in June 1994 - Oct 1994. Supposedly sent a letter at end of Jan. 1994 into institution.

PART I
INVESTIGATION

REASON FOR INVESTIGATION: _____

Initial INVESTIGATION ORDERED AND AUTHORIZED
By Supt. L Wolfe AFTER RECEIPT OF INFORMATION
THAT MARTY MILLER WAS SEXUALLY HARASSING INMATES.

Inmate(s) involved: COLLEN DIGIOVANNI OC5287

Robin Phillips OC1674

Staff involved: MARTY MILLER

Date: MARCH 25, 1996

TIME: 1:30 HRS

Investigating Staff: LT. ROGER C BECK

Log Number: _____

REMARKS: PRELIMINARY FINDINGS AND REPORT SUBMITTED TO
Supt L Wolfe / COPY TO CAPT. LAZARBY. MR MILLER SUSPENDED
3/25/96 AT 1600 HRS PENDING THIS INVESTIGATION

file/Inv1

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF CORRECTIONS
SCI-CAMBRIDGE SPRINGS

March 26, 1996

CONFIDENTIAL

SUBJECT: REPORT OF INVESTIGATION
MARTY MILLER

TO: WILLIAM J. WOLFE
SUPERINTENDENT

FROM: 
LT. ROGER C. BECK, SR.

On March 25, 1996, I received a call from Mike Miller CFMM I that inmate Robin Phillips OC1674 had reported to him that her work supervisor, Marty Miller was sexually harassing her. As this writer is aware of several other previous complaints on Marty Miller, I advised that I would make Captain Lazenby aware of this situation upon his return.

Approximately fifteen (15) minutes later, Mike Miller once again contacted me by phone and stated that inmate Colleen Digiovanni OC5287, was in his office with another sexual harassment complaint on Marty Miller. I advised Mike Miller to contact Deputy Utz and provide him with this information for his determination of what plan of action to take. Deputy Utz then contacted this writer and stated that he had spoken to Superintendent Wolfe and that the Superintendent wanted an official investigation conducted at once to be done by Lt. Beck.

At 1340 hrs. on March 25, 1996, Lt. Beck called inmate Digiovanni OC5287 into his office. This inmate stated during oral questioning that on Friday, March 22, 1996, she was in her room in NWD-3, room #36 in the morning hours. Marty Miller was in her bathroom apparently doing some type of plumbing work. Digiovanni stated that Marty Miller began talking to her and "coming on" to her. She further stated that Marty Miller came close to her and intentionally touched her breast with his hand. When Mr. Miller saw that this action visibly upset her, he then gave her a hug because he said she looked like she needed one. Mr. Miller then seemed to hang around her room and told her that if she needed help in getting dressed to let him know. Digiovanni stated that from this point she requested inmate Ferguson watch her when she entered the bathroom because she was afraid of Miller. Digiovanni further stated that inmate Ferguson witnessed the touching incident.

On Monday, March 25, 1996, Digiovanni stated that Marty Miller was once again in her room and made more sexual statements to her. All this information is contained in a written statement obtained by Lt. Beck on March 25, 1996 by Digiovanni. Digiovanni was asked if she would be willing to submit to a polygraph test as to the truthfulness of her statement and allegations. Digiovanni stated to Lt. Beck that she would be willing to do this if requested.



On March 25, 1996, at 1445 hrs., I interviewed Robin Phillips OC1674 in my office. Phillips indicated that she has a big problem with her work supervisor, Marty Miller. Phillips stated that she reported incidents of fondling and sexual comments to Mike Miller, who referred her to Lt. Beck. Phillips, upon questioning, revealed that Marty Miller has felt her breasts on several occasions, and, even after Phillips told him to stop doing this, he continued. He has also made sexual comments repeatedly to her, as indicated in her written statement. Another alleged incident took place in a housing unit involving Marty Miller showing inmate Phillips his penis and asking her if she wanted to touch it. Phillips also stated that Mr. Miller wanted to give her money and would "take care" of her after she got out. All of the above information is contained in Phillips' written statement. Phillips also stated she would be willing to take a polygraph test as to her truthfulness.

Based on the information thus far, Lt. Beck met with Superintendent Wolfe for a review. Superintendent Wolfe contacted Deputy Commissioner Fulcomer on March 25, 1996 at 1520 hrs. It was a recommendation from both that Marty Miller be suspended pending this investigation. Ms. Donnell typed an official suspension letter which was signed by Superintendent Wolfe. Lt. Beck notified Marty Miller to report to the Superintendent's office, where he was advised of his suspension and investigation of alleged sexual misconduct while working.

I advised Superintendent Wolfe that all my reports, statements, and information would be turned over to Captain Lazenby upon his return.

RCB/sy


CC: Captain Lazenby
File

CONFIDENTIAL

COMMONWEALTH OF PENNSYLVANIA
Department of Corrections
SCI-Cambridge Springs
July 11, 1995

SUBJECT: Authorization to Conduct an Investigation

TO: Captain Lazenby
Intelligence Captain


FROM: William J. Wolfe
Superintendent

As per our conversation this date, you have my authorization to conduct a formal investigation into the allegations put forth by inmate Heather Skipper, OC-7577 regarding COT Lawton.

WJW:jfh

cc: Officer Lawton File

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF CORRECTIONS
SCI-CAMBRIDGE SPRINGS
May 29, 1997

CONFIDENTIAL INFORMATION

SUBJECT: WEEKLY INVESTIGATION REPORT

TO TO: WILLIAM J. WOLFE
SUPERINTENDENT
FROM FROM: R.R. LAZENBY
INTELLIGENCE CAPTAIN

Case 96-25
Ref: Marty Miller

Awaiting for a court date in Crawford County. This case is still scheduled for trial, the week of June 16, 1997. There will be three separate trials. I am still requesting that either Lt. Scott or Lt. Miller be the escorting Officer do to the nature of the trial.

CASE 97-16
Ref: Lieutenant Manski and Inmate Pelhman OC3351

I have started the investigation and have interviewed all parties that have filed reports and need to interview Lieutenant Manski to complete the investigation. Would you like me to call Lt. Manski and do a phone interview?

INFORMATIONAL:

Still need Sewer lids tacked down. I will be in Albany New York for the conference. Report submitted early, due to my schedule.


cc: Deputy Kormanic
file 5-29-97

Sept 2.
Please interview Lt. Manski, H. H. H.
and Deputy Kormanic

COMMONWEALTH OF PENNSYLVANIA
Department of Corrections
SCI-Cambridge Springs
June 11, 1998

SUBJECT: Authorization to Conduct
An Investigation

TO: Captain Vickie Scott
Intelligence Captain


FROM: William J. Wolfe
Superintendent

Re: Erika Seyler
OD-9503

Please review the attached extraordinary occurrence report and conduct an investigation into the allegations of a staff inmate relationship.

Please keep me informed of your progress.

WJW:jfh

cc: File

ATTACHMENT M

Wolfe Memoranda Requesting OPR Assistance

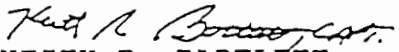
CONFIDENTIAL

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF CORRECTIONS
SCI-CAMBRIDGE SPRINGS
October 12, 1994

SUBJECT: INVESTIGATION OF INMATES
LAMBERT-OB6416, JAFKA-OC2743

TO: JOSEPH D. LEHMAN
COMMISSIONER
DEPARTMENT OF CORRECTIONS

FROM:  WILLIAM J. WOLFE
SUPERINTENDENT

BY:  KEITH R. BARTLETT
INTELLIGENCE CAPTAIN

On April 7, 1994, we began an investigation on inmate Lisa Lambert-OB6416, for allegations of sexual contact with staff. That investigation was terminated because no tangible evidence could be obtained.

Since that time Captain Bartlett has received information that has had me reconsider this case and reopen the investigation.

Inmate Lambert has made statements to her counselor that herself and inmate Jafka are sexually active with male staff and are "being discreet about it." There is also information from staff that the staff which were previously interviewed and investigated; had other staff cover for them. There are also hints that some new trainees are involved with Lambert and Jafka.

After meeting with Deputy Kormanic and Captain Bartlett, we believe it would be in the best interest of the institution that the Special Investigations Office^{pl.} be involved. I therefore am requesting that you assign this case to the Special Investigations Office.

WJW/KRB/hs

CC: Deputy Kormanic
Deputy Utz
File: ... \012



CONFIDENTIAL

**COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF CORRECTIONS
SCI-CAMBRIDGE SPRINGS
October 14, 1994**

SUBJECT: ABUSE ALLEGATION

**TO: JOSEPH D. LEHMAN
COMMISSIONER
DEPARTMENT OF CORRECTIONS**

**FROM: WILLIAM J. WOLFE
SUPERINTENDENT**



On October 13, 1994, my office was made aware of an allegation of abuse to an inmate by Sergeant John Raun. The inmate involved is Lisa Lambert-OB6416. Inmate Lambert reported her claims to Ms. Wolfgang, Psychologist, on October 11 and 12, 1994, who then reported to Deputy Utz.

In my absence, Deputy Utz began the monitoring process by ordering a medical examination and photographs to be taken. Deputy Utz alerted Captain Keith R. Bartlett so he could begin fact-finding information.

Inmate Lambert's charges are as follows:

On October 4 or 5, 1994, before lunch, she (Lambert) was sweeping the stairway landing between Luter-1 and Luter-2. She heard keys as someone was coming down the steps. She saw it was Sgt. Raun and moved up against the wall, to the left as you come down the steps, to get out of his way. Sgt. Raun went past and she came off of the wall and he turned back to her and brought his right knee up to her left thigh, pinning her right side against the wall. His name tag on his jacket dug into her left arm leaving a bruise. His right hand was on her left leg just above his knee. His whole body was leaning into her. He stared at her for five seconds then walked away without saying anything.

Inmate reported this as happening on October 4 or 5, 1994; because she was so upset that she can't remember the exact date. When asked by Captain Bartlett why she waited until October 11, 1994 to report the incident, she replied that she told her counselor, Ms. Kulasa on Wednesday October 5, 1994, but not about the bruises. Ms. Kulasa told Captain Bartlett that Ms. Lambert never mentioned anything about physical abuse, and it was Tuesday October 4, 1994 that she saw her, not Wednesday October 5, 1994, and it was early afternoon, right after lunch.

On October 11, 1994, Captain Lazenby noted to Sgt. Raun that he had

no name tag on his jacket and that he must have one. Sgt Raun said it had broken. He then ordered a new one on October 12, 1994. When asked by Captain Bartlett, Sgt Raun said he lost his name tag, that he lost the clip off the name tag on his shirt, replaced it with a clip from the tag on his jacket and put that name tag in his pocket, it was then lost, he says, "about a week or so ago."

After reviewing these allegations, I placed inmate Lambert in the RHU in Administrative Custody status for her protection as well as the security of the institution.

Although these are new changes being brought forth, this is not the first time inmate Lambert has made allegations against Sgt. Raun that have been investigated by the Special Investigations office. Mr. Vaugh Davis conducted the last investigation which cleared Sgt. Raun of any wrong doing.

Considering all of the information presented to date; I am requesting that you assign this case to the Special Investigations office. Captain Bartlett recommends this as well. He feels an in-house investigation might appear to be partial.

WJW/KRB/hs

CC: Deputy Kormanic
Deputy Utz
Captain Bartlett
File: ... \014

CONFIDENTIAL

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF CORRECTIONS
SCI-CAMBRIDGE SPRINGS
NOVEMBER 29, 1994

SUBJECT: INVESTIGATION OF COI EICHER / INMATE LAMBERT OB6416

TO: THOMAS A. FULCOMER
DEPUTY COMMISSIONER

FROM: *W. J. Wolfe*
WILLIAM J. WOLFE
SUPERINTENDENT
SCI-CBS

BY: *Keith R. Bartlett, Capt.*
KEITH R. BARTLETT
INTELLIGENCE CAPTAIN

CONFIDENTIAL

As per the request of Mr. Vaughn Davis, we have continued the investigation of COI Eicher and inmate Lambert OB6416.

As of this date, all parties involved have been interviewed by Deputy Kormanic or Captain Bartlett. As far as the allegations of sexual contact we have, at best, circumstantial evidence. Both COI Eicher and inmate Lambert refuse to take polygraph tests. Lambert will not even talk to us as she says her attorney advised her not to. It was explained to COI Eicher that if he was indeed innocent, then a polygraph would only stand to help him. He consulted an attorney then refused.

We do have enough evidence to charge COI Eicher for several violations of the Code of Ethics (i.e. Section B, items 10,23, and 30).

1. On November 11, 1994 COI Eicher had visited the RHU. He was not on official business, therefore violating written orders to not be in the RHU.

He was logged in as being there for one minute (1252 to 1253). The Officer on duty stated he was there five to seven minutes and visited inmate Lambert. COI Eicher says he was there five to seven minutes and that his watch and the RHU clock must be different. He denies visiting with Lambert. He falsified the log and is lying about visiting inmate Lambert.

2. On November 16, 1994 he wrote a Misconduct on inmate Wright OB6825 for Indecent Exposure. According to the two staff witnesses he has listed, there never was any exposure, simply a statement made by the inmate. COI Eicher falsified this Misconduct.



If we could polygraph the key inmate informants we could use that information for our case.

At this point we are at a stalemate in the investigation and therefore request further assistance and consultation with Special Investigations to complete the investigation regarding allegations of sexual misconduct.

KRB/sy

CC: Deputy Kormanic
Vaughn Davis, Director Special Investigations
File

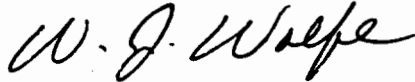
Bish, Linda (FSI)

February 1995

**COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF CORRECTIONS
SCI-CAMBRIDGE SPRINGS
February 8, 1995**

SUBJECT: STAFF INVESTIGATION

**TO: THOMAS A. FULCOMER
DEPUTY COMMISSIONER,
WESTERN REGION**



**FROM: WILLIAM J. WOLFE
SUPERINTENDENT**

Enclosed, please find a copy of Captain Bartlett's report on the staff investigation of Ms. Linda Bish, Food Service Instructor.

I concur with Captain Bartlett's recommendation to have all parties involved polygraphed. As Captain Bartlett pointed out, we have an eyewitness who has made a sworn statement as well as sworn statements from both the staff member and inmate involved.

I request that you assign this investigation to the Special Investigations office, to assist us in making a determination of who is telling the truth.

Thank you for your assistance. Any questions regarding this case can be directed to myself or Captain Bartlett.

WJW/KRB/hs

**CC: Deputy Kormanic
Captain Bartlett
Mr. Vaughn L. Davis**

CONFIDENTIAL

COMMONWEALTH OF PENNSYLVANIA
Department of Corrections
SCI-Cambridge Springs
March 13, 1995

SUBJECT: Request for Special Investigations
Office Assistance

TO: Thomas A. Fulcomer
Deputy Commissioner

Bill

FROM: William J. Wolfe
Superintendent

BY: K.B. Bartlett
Intelligence Captain

On March 10, 1995, a preliminary investigation was started on C.O.T. Richard Hammers in regards to sexual contact with an inmate.

As a result, C.O.T. Hammers was suspended pending the final outcome. C.O.T. Allen came forward and advised us that Officer Hammers told him of several occasions of sexual contact including one occasion when Officer Allen observed both Officer Hammers and the inmate disappear for a period of time from open recreation. Both Officer Hammers and the inmate deny any wrong doing.

Officer Hammers is willing to polygraph even after discussion with the union. The inmate refused to polygraph.

At this time, we are requesting the assistance of the Special Investigations Office not only to conduct the polygraph but to assist Captain Bartlett in concluding this investigation as soon as possible as we can only suspend Officer Hammers for thirty (30) days pending this investigation.

We are also requesting an outside investigator be assigned a sexual harassment investigation involving Office Hammers as the complainant. We believe this would be a conflict of interest for Captain Bartlett.

Any questions can be directed to my office or to Captain Bartlett.

WJW/jfh

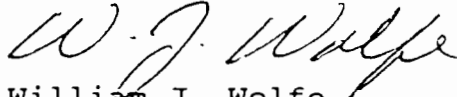
cc: Deputy Kormanik
File

COMMONWEALTH OF PENNSYLVANIA
Department of Corrections
SCI-Cambridge Springs
December 5, 1995

CONFIDENTIAL

SUBJECT: Request of the Assistance of
Special Services

TO: Thomas A. Fulcomer
Deputy Commissioner



FROM: William J. Wolfe
Superintendent

I am seeking your approval to receive the assistance of Special Services to aid us in the investigation of allegations of fraternization between Officer Michael Stone and inmate Erika Johnson.

Officer Stone has been under suspicion for improprieties with inmates for quite some time, however, we have been unable to substantiate this. During a recent visit to SCI-Muncy Michael Wolanin, Special Investigator, obtained additional information regarding the allegations concerning Officer Stone.

Inmate Erika Johnson has recently agreed to cooperate with our investigation.

We are requesting the assistance of Special Services to collaborate information and provide polygraphic services.

WJW:jfh

cc: File

Order #16
Jones, Brenda (CO)
January 1996

**COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF CORRECTIONS
SCI-Cambridge Springs
February 23, 1996**

CONFIDENTIAL

SUBJECT: Request for Assistance In An Investigation

TO: Thomas A. Fulcomer
Deputy Commissioner

FROM: *W. J. Wolfe*
William J. Wolfe
Superintendent

On this date I was notified by Mike Wolanin that a confidential source has made allegations that one of our officers, Brenda Jones, CO I, had a personal relationship with Carmel Bynum while she was an inmate at our Institution. According to Mr. Wolanin, telephone records will substantiate this allegation.

Since the scope of this investigation is beyond our local resources, I am requesting the assistance of the Bureau of Professional Responsibilities in this matter.

I will await your reply.

WJW/jfh

cc: File

EXHIBIT
135

COMMONWEALTH OF PENNSYLVANIA

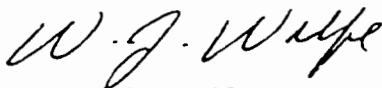
Department of Corrections

SCI-Cambridge Springs

March 25, 1996

SUBJECT: Request for Assistance from the Office of Professional Responsibility

TO: Thomas A. Fulcomer
Deputy Commissioner
Western Region



FROM: William J. Wolfe
Superintendent

I am formally requesting investigative assistance from the Office of Professional Responsibility into numerous inmate allegations of sexual misconduct by Martin Miller, Plumbing Instructor.

During the past several years we have received similar allegations concerning Mr. Miller, however, our local investigations were terminated due to a lack of sufficient evidence to corroborate the charges.

We presently have two inmates who were willing to sign statements and submit themselves to a polygraph test. Without outside assistance, I am concerned this case will also be dropped due to a lack of evidence.

I believe Mr. Miller is discrete enough not to act out inappropriately in the presence of witnesses.

Please find attached copies of the most recent investigative reports submitted by Lieutenant Beck.

I am thanking you in advance for your consideration of this request.

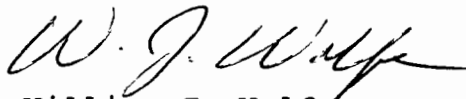
WJW/cld

cc: Vaughn Davis
File/miller.396

Commonwealth of Pennsylvania
Department of Corrections
SCI-Cambridge Springs
January 27, 1997

**Subject: Request for Assistance
Office of Professional Responsibilities**

To: Martin F. Horn
Commissioner



From: William J. Wolfe
Superintendent

We have recently concluded a local investigation into suspicions of staff fraternization between inmate Janice Albright, OC-8798, and Mary Hull a Corrections Officer I. Inmate Albright alleged that Officer Hull has been trying to establish a romantic relationship with her for several months. Inmate Albright produced a greeting card which contained inappropriate comments and sexual innuendos that was allegedly sent to her by Officer Hull.

We are requesting the assistance of the Office of Professional Responsibility to assist us further in this investigation and have a handwriting analysis completed to determine if Officer Hull authored the greeting card.

Quite unexpectedly during this investigation, Lt. Kim Miller informed us that Officer Denise Mielnek had reported to her that Sgt. Lori Chase had revealed to her (Mielnek) that she had been romantically attached and involved with inmate Janice Albright also. During this conversation, Sgt. Chase allegedly stated that she had kissed inmate Albright on at least one occasion and had carried love letters from Albright to her, out of the Institution. Sgt. Chase has indicated she would be willing to submit to a polygraph examination.

Due to the extent and the growing complexity of the investigation and the need for technical assistance to move forward, I am urging you to refer this case to the Office of Professional Responsibility.

Thank you in advance for your consideration of this request.

WJW:jfh

cc: Deputy Commissioner Fulcomer
File

ATTACHMENT N

**Documentation *Re* Wolfe's Actions
Towards Eicher, Walton, and Miller**

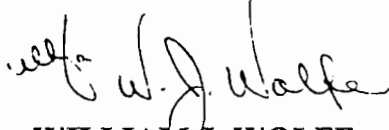
ADVISORY

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF CORRECTIONS
SCI-CAMBRIDGE SPRINGS

August 23, 1995

SUBJECT: OFFICER JAMES EICHER

TO: ALL CONCERNED



**FROM: WILLIAM J. WOLFE
SUPERINTENDENT**

Please be advised effective immediately, Officer James Eicher is not permitted on institutional grounds without authorization from my office. Any contact with Officer Eicher must be documented and the Shift Commander advised immediately.

WJW/hs

CC; Deputies
Mr. Cyr
Captains
Shift Commander
Control
File

MARTIN F. HORN
COMMISSIONER
DEPARTMENT OF CORRECTIONS

COMMONWEALTH OF PENNSYLVANIA
STATE CORRECTIONAL INSTITUTION

FULLERTON AVENUE
Cambridge Springs, PA 16403-1229
Telephone 814-398-5400

WILLIAM J. WOLFE
SUPERINTENDENT

AT CAMBRIDGE SPRINGS

Address All Replies
To Superintendent

August 23, 1995

James R. Eicher
RD#1, Box 25A
Hartstown, PA 16131

Dear Mr. Eicher:

SS#161-62-7118

The purpose of this correspondence is to inform you that you are suspended, pending investigation from your position as Corrections Officer 1, effective 23 August 1995. This action is taken as the result of alleged violation of the Commonwealth of Pennsylvania, Department of Corrections Code of Ethics, specifically Section B, Specific Rules and Regulations, Number 6: "There shall be no fraternization or private relationship of staff with inmates, parolees, or members of their families."

Based upon the results of the investigation a Pre-Disciplinary Conference may be scheduled. You will be notified by separate letter of the date and time of that conference should it be necessary.

You will be suspended for a length of time not to exceed thirty (30) compensable days pending the outcome of the investigation.

Your appeal rights under the Civil Service Act are explained on the attached Civil Service Appeal Form (SCSC 4112).

Your rights in this personnel action are explained in the Discharge, Demotion, Suspension, and Discipline Article of the A.F.S.C.M.E. H-1 Agreement. However, the Grievance and Arbitration Article of the A.F.S.C.M.E. H-1 Agreement also provides relevant information concerning your appeal rights.

A copy of this letter will be placed in your Official Personnel File.

Sincerely,



William J. Wolfe
Superintendent for
Martin F. Horn
Commissioner

WJW/afg

cc: State Civil Service Commission
Bureau of Human Resources
Mr. Musser - Labor Relations
Deputy Kormanic
Deputy Utz
Local Union 3740
AFSCME District Council 85
Personnel File



MARTIN F. HORN
COMMISSIONER
DEPARTMENT OF CORRECTIONS

COMMONWEALTH OF PENNSYLVANIA
STATE CORRECTIONAL INSTITUTION

FULLERTON AVENUE
Cambridge Springs, PA 16403-1229
Telephone 814-398-5400

WILLIAM J. WOLFE
SUPERINTENDENT

AT CAMBRIDGE SPRINGS

Address All Replies
To Superintendent

August 31, 1995

James R. Eicher
RD#1, Box 25A
Hartstown, PA 16131

Dear Mr. Eicher:

SS#161-62-7118

This is to advise you that a Pre-Disciplinary Conference has been scheduled for Wednesday, September 5, 1995 at 10:00 a.m. in the office of the Superintendent. At this time, you will be offered the opportunity to respond to the incident(s) which occurred on or about March 19, 1994 through October 10, 1994 while you were a Corrections Officer Trainee/Corrections Officer 1 with the Department of Corrections at the State Correctional Institution at Cambridge Springs which possibly violates the following:

DEPARTMENT OF CORRECTIONS CODE OF ETHICS, SECTION B, SPECIFIC RULES AND REGULATIONS, NUMBER 6: "There shall be no fraternization or private relationship of staff with inmates, parolees or members of their families."

Specifically:

1. On March 19, 1994 at 6:40 p.m. in the Curry Hall music room, you performed oral sex on inmate Lambert (OB6416), followed by sexual intercourse.
2. On March 23, 1994 at approximately 4:15 p.m. and again at 6:30 p.m., in the Curry Hall music room, you had sexual intercourse with inmate Lambert.
3. On April 7, 1994 between 6:00 p.m. and 8:00 p.m., in the field house, you had sexual intercourse with inmate Lambert twice.
4. On August 20, 1994 between 7:30 p.m. and 7:45 p.m., in a bathroom near open rec, you pulled inmate Lambert's sweat pants down, performed oral sex and had sexual intercourse with her twice.
5. On September 9, 1994 at 6:40 p.m. on the second floor of Alliance Hall, you performed oral sex and had sexual intercourse with inmate Lambert.
6. October 10, 1994 at 6:45 p.m. on the second floor of Alliance Hall, you again performed oral sex and had sexual intercourse with inmate Lambert.
7. Inmate Jafko observed you grab and kiss inmate Lambert. You bragged to her about being involved and having sex with inmate Lambert.



Page 2

James Eicher

SS#161-62-7118

DEPARTMENT OF CORRECTIONS CODE OF ETHICS, SECTION B, SPECIFIC RULES AND REGULATIONS, NUMBER 30: "All employees shall comply and cooperate with internal investigations conducted under the authority of the Department of Corrections, and respond to questions completely and truthfully. Procedure in cases that may result in criminal prosecution will include those rights accorded to all citizens of the Commonwealth.

Specifically:

1. We have documentation that you provided inmate Lambert with poems and notes. You denied all allegations.

You have the right to have a union representative present at the conference if you so choose. It will be your responsibility to arrange such representation with an A.F.S.C.M.E. H-1 designated representative.

Based upon the finding established during the conference, appropriate action shall be initiated up to and including possible dismissal.

Sincerely,



William J. Wolfe
Superintendent for
Martin F. Horn
Commissioner

WJW/afg

cc: Deputy Kormanik
Deputy Utz
Mr. Musser - Labor Relations
Local Union 3740
AFSCME District Council 85
Personnel File

Page 2

September 6, 1995

6. October 10, 1994 at 6:45 p.m. on the second floor of Alliance Hall, Officer Eicher again performed oral sex and had sexual intercourse with inmate Lambert.
7. Inmate Jafko observed Officer Eicher grab and kiss inmate Lambert. Officer Eicher bragged to her about being involved and having sex with inmate Lambert.
8. We have documentation that Officer Eicher provided inmate Lambert with poems and notes. Officer Eicher denied all allegations.

During the Pre-Disciplinary Conference credible evidence was presented by Special Investigator, Michael Wolanin, showing James R. Eicher had the motive and opportunity to commit the alleged acts, and that the handwriting analysis of the poems and notes was substantiated by the Pennsylvania State Police crime lab as belonging to Mr. Eicher.

On August 23, 1995 Mr. Eicher was charged with violating the following Pennsylvania Crimes Code Numbers:

3125 - Aggravated Indecent Assault
Felony of the second degree

3126 - Indecent Assault
Misdemeanor of the second degree

5301 - Official Oppression
Misdemeanor of the second degree

A hearing on the above listed charges will be held on September 29, 1995.

Due to the nature of the accusations, Corrections Officer 1 James Eicher's conduct has brought discredit to his profession, his responsibilities, the Department of Corrections, and Public Service at large. We feel that he has lost all credibility and trustworthiness and has sustained irreversible damage in regard to his ability to effectively carry out his duties and responsibilities in a Correctional Institution.

In view of the above, I request approval to terminate Corrections Officer 1 James Eicher, regular status.

attachments

WJW/RDC/afg

cc: Deputy Commissioner Fulcomer
Mr. Musser - Labor Relations
Mr. Cyr

FILED
CLERK OF COURT
JUL 12 1996
CRIMINAL DIVISION
CRAWFORD COUNTY, PA

IN THE COURT OF COMMON PLEAS OF CRAWFORD COUNTY, PENNSYLVANIA
Criminal Division

COMMONWEALTH	:	1995 - 1060
	:	
vs.	:	AGGRAVATED INDECENT ASSAULT
	:	INDECENT ASSAULT
JAMES EICHER	:	OFFICIAL OPPRESSION

S E N T E N C E

Gordon R. Miller, P.J.,

AND NOW, July 12, 1996, the sentence of the Court is as follows:

1. For a conviction of Aggravated Indecent Assault a felony of the second degree, you shall undergo imprisonment in the State Correctional Institution at Pittsburgh for a minimum term of 18 months and a maximum term of 36 months with credit for 2 days of presentence incarceration and you shall pay the costs of prosecution and a \$100 fine.
2. For a conviction of Indecent Assault as a misdemeanor of the second degree, in view of the sentence imposed above, no sentence is imposed on this count.
3. For a conviction of Official Oppression a misdemeanor of the second degree, the sentence of the Court is that you shall pay a fine of \$100 and are placed on probation for a period of 2 years consecutive to the sentence imposed for aggravated indecent assault.

JOSEPH D. LEHMAN
COMMISSIONER
DEPARTMENT OF CORRECTIONS

COMMONWEALTH OF PENNSYLVANIA
STATE CORRECTIONAL INSTITUTION
AT CAMBRIDGE SPRINGS

451 FULLERTON AVENUE
Cambridge Springs, PA 16403-1238
Telephone 814-398-5100
Network: 8 684-5100

WILLIAM J. WOLFE
SUPERINTENDENT

Address All Replies
To Superintendent

November 10, 1994

Paul L. Walton
580 Cullum Street
Meadville, PA 16335

Dear Mr Walton:

262-04-0419

The purpose of this correspondence is to inform you that you are suspended (pending investigation) from your position as Corrections Food Service Supervisor effective 10 November 1994.

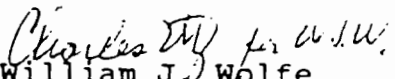
This action is taken as the result of alleged violation of The Department of Corrections Code of Ethics, and substandard work performance.

A Pre-disciplinary conference will be scheduled in the near future. You will be notified by separate letter of the date and time of that conference.

Your appeal rights in this matter are explained in Article 28, Discharge, Suspension, Demotion of the Collective Bargaining Agreement between the Commonwealth and the H-1 Bargaining Unit.

Article 37, Grievances and Arbitration, also provides information concerning your contractual appeal rights.

Sincerely,

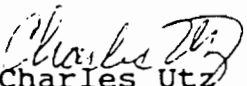

William J. Wolfe
Superintendent for
Joseph D. Lehman, Commissioner

cc: Deputy Utz
Labor Relations
File
Local 3740 President

DEPARTMENT OF CORRECTIONS
SCI Cambridge Springs
November 10, 1994

Subject: PAUL L. WALTON

To: Main Control

From: 
Charles Utz
Deputy Superintendent
Centralized Services

Effective immediately Mr. Paul Walton is prohibited from entering the Institution without Superintendent Wolfe's prior approval.

cc: Deputies
Captains
Mr. Stewart
Shift Commanders

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF CORRECTIONS
SCI-CAMBRIDGE SPRINGS
December 5, 1994

SUBJECT: Request to Dismiss Employee - Paul L. Walton, Corrections
Food Service Supervisor, (Permanent Status);
SSN: 262-04-0419; Appointed: 3-27-92

TO: Joseph D. Lehman ATTN: Daniel R. Tepsic, Director
Commissioner Bureau of Human Resources

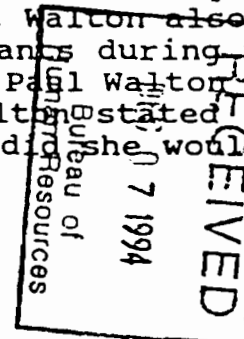
FROM: *William J. Wolfe*
William J. Wolfe
Superintendent

Corrections Food Supervisor, Paul Walton, was suspended (pending investigation) on November 10, 1994 due to alleged violation of The Department of Corrections Code of Ethics.

The investigation was conducted by the Office of Special Investigations which found alleged violation of The Department of Corrections Code of Ethics, Section B, Specific Rules and Regulations, Number 6: "There shall be no fraternization or private relationship of staff with inmates, parolees, or members of their families."

A Pre-Disciplinary Conference was held on November 22, 1994 to investigate the following charge:

Inmate Emma Gleckl #OB9927 gave a written statement admitting a relationship with Paul Walton of a sexual nature, whereas, on or about February 23, 1994 through August 1994, on four occasions Paul Walton received oral sex from Inmate Gleckl. Additionally on or about March 5, 1994, Paul Walton pressed his body against Inmate Gleckl's body, pinning her against the tray rail in the Dietary serving area, pulled her shirt and bra up and fondled and kissed her breasts, Mr. Walton also put his hands down the front of her pants during this same occasion. Inmate Gleckl told Paul Walton that "she wanted to leave" and Mr. Walton stated that "she wasn't going yet, and if she did she would be going to the RHU."



Joseph D. Lehman
Daniel R. Tepsic
Page 2
December 2, 1994

During the Pre-Disciplinary Conference, on the advise of his Union Counsel, Dennis Tipton, Local 2367, Paul Walton got up and walked out of the conference. The Pre-Disciplinary Conference was held in abstinencia, hearing the results of the investigation given by Director, Vaughn Davis and Special Investigator, Michael Wolanin.

On November 22, 1994, Mr. Walton was charged with violating the following Pennsylvania Crimes Code Numbers:

3123 - Involuntary Deviate Sexual Intercourse, a felony of the first degree

3126 - Indecent Assault, a misdemeanor of the second degree

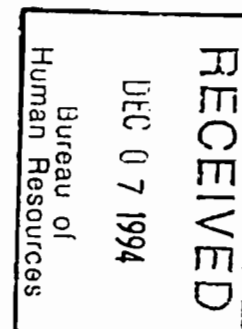
5301 - Official Oppression, a felony of the first degree.

A hearing on the above listed charges will be held on December 09, 1994.

Due to the nature of the accusations, Corrections Food Service Supervisor Paul Walton's conduct has brought discredit to his profession, his responsibilities, The Department of Corrections, and public service at large. We feel that he has lost all credibility and trustworthiness and has sustained irreversible damage in regard to his ability to effectively carry out his duties and responsibilities in a correctional institution.

In view of the above, I request approval to terminate Corrections Food Service Supervisor Paul Walton (Permanent Status).

cc: Deputy Commissioner Fulcomer
Timothy Musser
Roger Cyr



RECEIVED

JUL 12 1995

IN THE COURT OF COMMON PLEAS OF CRAWFORD COUNTY, PENNSYLVANIA
Criminal Division

DA30708

COMMONWEALTH : 1995 - 23
vs. :
PAUL WALTON : INDECENT ASSAULT

S E N T E N C E

Gordon R. Miller, P. J.

AND NOW, July 10, 1995, after a verdict of guilty of indecent assault a misdemeanor of the second degree. The sentence of the Court is that you pay the costs, pay a fine of \$500, and undergo imprisonment in the Crawford County Jail for a minimum period of 3 months and a maximum period of 24 months less one day.

You shall be entitled to work release privileges for 5 days per week provided your jail conduct is perfect. This sentence takes effect immediately. However, incarceration is deferred. You shall report to the jail when you are notified to appear by the Work Release Director. The Work Release Director shall call you at home at 337-2239 or at work at 337-3778. He shall give you at least 48 hours advance notice. When you enter the jail, you shall be substance free. You shall not have consumed any alcoholic beverages, intoxicating liquors, beer, or wine nor any nonprescribed drugs or medications within 24 hours from the time you enter the jail. The Warden shall administer tests to determine if you have violated this restriction. If so, work release privileges shall be withdrawn instantly and you shall serve your sentence in the general population.

BY ORDER OF THE COURT,

(Signed) Gordon R. Miller
P. J.


Attorney for Commonwealth:
DOUGLAS W. FERGUSON, A.D.A.
Attorney for Defendant:
R. CHARLES THOMAS, ESQ.
m



COMMONWEALTH OF PENNSYLVANIA
Department of Corrections
SCI-Cambridge Springs
March 10, 1995

SUBJECT: COT Richard Hammers

TO: Control


FROM: William J. Wolfe
Superintendent

Effective March 10, 1995, C.O.T. Richard Hammers is not permitted to enter the institution until further notice, without the approval of my office.

NOT TO BE READ AT ROLL CALL!


WJW/jfh

cc: Deputy Kormanic
Deputy Utz
Roger Cyr
Shift Commanders
File

COMMONWEALTH OF PENNSYLVANIA
Department of Corrections
SCI-Cambridge Springs
March 25, 1996

SUBJECT: Martin Miller

TO: Control

FROM: 
William J. Wolfe
Superintendent

Effective March 25, 1996, Martin Miller is not permitted to enter the Institution until further notice, without the approval of my office.

NOT TO BE READ AT ROLL CALL!

WJW/cld

cc: Deputy Kormanic
Deputy Utz
Roger Cyr
Shift Commanders
File/miller.396



COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF CORRECTIONS
SCI-CAMBRIDGE SPRINGS
April 25, 1996

SUBJECT: REQUEST TO DISMISS EMPLOYEE - MARTIN MILLER,
CORRECTIONS PLUMBING TRADE INSTRUCTOR (REGULAR STATUS);
SSN: 061-40-0029; APPOINTED: 02/28/94
POSITION NUMBER: 162621

TO: Martin F. Horn
Commissioner
William J. Wolfe
Superintendent

ATTN: Daniel R. Tepsic
Director
Bureau of Human Resources

FROM: William J. Wolfe
Superintendent

Corrections Plumbing Trade Instructor, Martin Miller, was suspended (pending investigation) on March 25, 1996 due to alleged violations of the Department of Corrections Code of Ethics.

The investigation was conducted by The Office of Professional responsibility which found alleged violations of the Department of Corrections Code of Ethics, Section B, Specific Rules and Regulations, Number 6: "There shall be no fraternization or private relationship of staff with inmates, parolees, or members of their families." Number 29: "All employees shall comply and cooperate with internal investigations conducted under the authority of the Department of Corrections, and respond to questions completely and truthfully. Procedure in cases that may result in criminal prosecution will include those rights accorded to all citizens of the Commonwealth." Number 10: "Employees are expected to treat their peers, supervisors and the general public with respect and conduct themselves properly and professionally at all times; unacceptable conduct or insolence will not be tolerated." Section A, General responsibility of Department of Correction's Employees, Number 6: Private Employment, "No Department Employee shall engage in or accept private employment or render private services when such employment or service is incompatible or in conflict with the discharge of the employee's official duties or would tend to impair the employee's independent judgement or action in the performance of his/her duties. Requests for outside employment must be made in compliance with management directive 515.18, Supplementary Employment."

A Pre-Disciplinary Conference was held on April 25, 1996 to investigate the following charges:

1. Inmate Pehlman, OC3351, stated that while working on Mr. Miller's plumbing crew, Mr. Miller kissed her, grabbed her breasts and butt, and on several occasions Mr. Miller pulled out his penis and told her to feel it.
2. Inmate Vasquez, OC7919, stated that on numerous occasions, Mr. Miller felt her

Page 2
April 25, 1996

breasts and between her legs, and on one occasion took her to Kosciusko Hall and forced her to perform oral sex on Mr. Miller.

3. Inmate Phillips, OC1674, stated that on numerous occasions during March 1996 Mr. Miller fondled her breast, rubbed her left leg, grabbed and felt between her legs, and told her to "drop her pants and show him what she's got", and on one occasion Mr. Miller pulled out his penis and told her to touch it.
4. Inmate White, OC3674, stated that on one occasion Mr. Miller brought in a 3.5 oz. container of perfume and gave it to her.
5. Inmate Jackson, OA1441, stated that once while on a ladder painting a wall, Mr. Miller asked if her breasts were real and could he touch them.
6. Inmate Jones, OB3626, stated that Mr. Miller always passed out candy and fireballs to members of his plumbing crew.
7. Inmate Maysonet, OB4751, stated that Mr. Miller always gave candy to members of his plumbing crew, and once told her to pull up her shirt and reveal her chest.
8. Corrections plumbing trade instructor Wayne Young reported that he observed Mr. Miller put an arm around an inmate, and brought candy and fireballs in and gave them to inmates.
9. Corrections plumbing trade instructor James Stoops reported that he thought that Mr. Miller was too friendly with the female inmates and observed Mr. Miller place his arm around an inmate and bring in candy and fireballs and give them to inmates.
10. During Mr. Miller's interview with the investigator from the office of professional responsibility, Mr. Miller did not respond to questions truthfully.
11. During Mr. Miller's interview, Mr. Miller admitted to ownership of an Avon Business. There is no approved supplemental employment form on file for this or any other business.
12. Corrections Officer Jaqueline Cerne reported that Mr. Miller has rubbed her back, arms and touched her butt. This unwanted behavior was done in/front of inmates and other staff.

Page 3
April 25, 1996

During the Pre-Disciplinary Conference credible evidence was presented by Special Investigator, Michael Wolanin, showing Martin Miller had the opportunity to commit the alleged acts, which is substantiated by staff witness statements.

Due to the nature of the accusations, Corrections Plumbing Trade Instructor Martin Miller's Conduct has brought discredit to his profession, His responsibilities, the Department of Corrections, and public service at large, we feel that he has lost all credibility and trustworthiness and has sustained irreversible damage in regard to his ability to effectively carry out his duties and responsibilities in a Correctional Institution.

WJW/RDC/jdz

cc: Deputy Commissioner Fulcomer
Mr. Musser - Labor Relations
Mr. Cyr

IN THE COURT OF COMMON PLEAS OF CRAWFORD COUNTY, PENNSYLVANIA

Criminal

COMMONWEALTH : 1997 - 656
VS. :
MARTIN L. MILLER :

RECEIVED

DEC 05 1997

D.A.'S OFFICE

S E N T E N C E

Gordon R. Miller, P. J.

AND NOW, December 1, 1997, the Sentence of the Court is as follows:

For indecent assault, a misdemeanor of the second degree, under Count 1, the defendant shall pay the costs, shall pay a fine of \$100 and shall undergo imprisonment in the Crawford County Jail for a minimum term of 3 months and a maximum term of 24 months, less one day, with credit for one day of pre-sentence incarceration.

For official oppression, a misdemeanor of the second degree, under Count 2, the defendant is placed on probation for a period of one year, to run concurrent with the sentence imposed for Count 1.

For indecent assault, a misdemeanor of the second degree, under Count 7, the defendant shall pay a fine of \$100 and shall undergo imprisonment in the Crawford County Jail for a minimum term of 4 months and a maximum term of 24 months, less one day, which said sentence shall run consecutive to the sentence imposed in Count 1.

For indecent exposure, a misdemeanor of the second degree, under Count 8, the defendant shall pay a fine of \$100 and is placed on probation for a period of one year, to run concurrent with the sentence imposed for indecent assault under Count 7.

For official oppression, a misdemeanor of the second degree, under Count 9, the defendant is placed on probation for a period of one year, to run concurrent with the sentence imposed for indecent assault, under Count 7.



For official oppression, a misdemeanor of the second degree, under Count 15, the defendant shall pay a fine of \$100 and is placed on probation for a period of one year, to run concurrently with the sentence imposed for indecent assault, under Count 7.

The defendant shall be entitled to work release privileges.

The defendant shall report to the Crawford County Jail to begin serving this sentence prior to 12 o'clock Noon on Thursday, December 4, 1997.

The sentence imposed for Count 7, indecent assault, exceeded the Standard Range by one month. The reason for that is that the Court did that for ease of calculation. We intended to give the defendant jail time for indecent exposure. Another aggravating circumstance with respect to all of these crimes is that they did occur over a period of time and involved three victims.

The aggregate sentence is 7 months to 48 months, less two days.

BY THE COURT,

(Signed) Gordon R. Miller

President Judge

Attorney for the Commonwealth:
Paula C. DiGiacomo, Esquire, ADA

Attorney for the Defendant:
Donald E. Lewis, Esquire

P.